REMARKS

Upon entry of the foregoing Amendment, claims 1-43 are pending in the application (claims 30-36 being withdrawn). Claims 1-29 and 37-43 have been amended. No claims have been cancelled. No new claims have been added. The claims as amended are supported by the specification as filed. In view of the foregoing Amendment and following Remarks, allowance of all the pending claims is requested.

Objection to the Drawings

The Examiner has objected to Figures 1-3 as allegedly lacking the caption "prior art." Without agreeing to the propriety of the objection and solely in the interest of expediting prosecution of the application, Applicants submit herewith Replacement Sheets for Figures 1-3 with the caption requested by the Examiner. Therefore, the objection to the drawings should be withdrawn.

Rejection Under 35 U.S.C. § 102

The Examiner has rejected claims 1-29 and 37-43 under 35 U.S.C. § 102(e) as allegedly being anticipated by U.S. Patent No. 6,686,838 to Rezvani, et al. ("Rezvani"). Applicant traverses this rejection because the reference relied upon by the Examiner does not disclose each and every feature of the claimed invention. However, solely for purposes of expediting prosecution of the Application, Applicant has amended the independent claims to clarify the features of the claimed invention. The dependent claims have been amended for purposes of consistency only. Rezvani fails to disclose each and every feature of the claims, as amended.

For example, claim 1, as amended, recites:

a server that: receives, from an enterprise software application, a request for information from two or more of the plurality of smart telemetry devices, wherein at least a first of the two or more smart telemetry devices operates using a first protocol and at least a second of the two or more smart telemetry devices operates using a second protocol, wherein the request is communicated from the enterprise software application to the server via a Web Service technology...

Claims 4 and 37 include similar features. Rezvani fails to disclose these features. Rezvani is apparently directed towards providing automatic registration of devices using a remote site and a plurality of monitoring modules to interact with different types of devices. The Examiner

apparently equates the "remote site" of Rezvani to the software application of the present application and the "monitoring modules" of Rezvani to the server of the present application. See Feb. 2008 Office Action, pgs. 3-4. Fig. 1 of Rezvani illustrates that each device (or at least each type of device) requires a different monitoring modules 28 to interact with the remote site. This interpretation is bolstered by the fact that monitoring modules are described as having different "model types." See Rezvani, col. 6, ll. 50-54. While Rezvani describes monitoring modules as including "multiple dynamically loaded...device descriptors," which allow interface between the remote site and devices, Rezvani does not disclose a single monitoring module that interfaces with devices of multiple types. See Rezvani, Figs. 1, 2 and 3. Therefore, if multiple devices are present, each using different protocols, multiple monitoring modules must be used (each tailored to interact with a different device protocol).

In contrast, the claimed invention includes a server that is capable of brokering requests for information between an enterprise software application and multiple different types of smart telemetry devices, specifically, wherein at least a first smart telemetry device operates using a first protocol and at least a second smart telemetry device operates using a second protocol. Therefore, the enterprise software application may exchange information with multiple smart telemetry devices having different protocols via a single server. In contrast, Rezvani must utilize multiple monitoring modules to interact with different types of devices. Therefore, Rezvani fails to disclose all of the features of claims 1, 4, and 37.

Claim 7, as amended, recites:

a server that: receives, from an enterprise software application, a request for information from two or more of the plurality of smart telemetry devices...wherein the request is communicated from the enterprise software application to the server via a first Web Service technology, [and] forwards the request for information to each of the two or more smart telemetry devices via a second Web Service technology. (emphasis added)

Claim 26 and 40 includes similar features. Rezvani does not disclose these features. The Examiner alleges that Rezvani discloses a server that accepts a request from a software application via a first Web Service technology at col. 9, ll. 15-21 and ll. 42-52. However, neither of these portions of Rezvani disclose communication using Web Services. The Examiner further alleges that Rezvani discloses forwarding the request to a smart telemetry device using a second Web Service technology at col. 9, ll. 6-14 and col. 11, ll. 15-24. Again, neither of these portions relate to communication using web services. While Rezvani appears to discuss HTTP posts and

responses between a "remote site" and an "installation" and HTTP posts between a "remote site" and a "monitoring module" (see col. 5, ll. 2-10 and col. 9, ll. 34-39), there is no discussion in Rezvani of using a first Web Service to relay a request between an enterprise application and a server and using a second Web Service to relay information between a smart telemetry device and the server. Furthermore, Rezvani specifically counsels against using different communication methods among components at col. 9, ll. 34-37: "The communication from monitoring module 28 to remote site 14 may be done using...the normal HTTP post method discussed hereinbefore." (emphasis added).

For at least the reasons set forth above, Rezvani fails to disclose all of the features of claims 1, 4, 7, 26, 37 and 40. As such, the rejections thereto are improper and must be withdrawn. Claims 2-3, 5-6, 8-25, 27-29, 38-39, and 41-43 each depend from and add features to one of claims 1, 4, 7, 26, 37, or 40. Therefore, for at least the reasons set forth above, the rejections thereto are likewise improper and must be withdrawn.
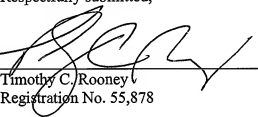
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CONCLUSION

Having addressed each of the foregoing objections and rejections, it is respectfully submitted that a full and complete response has been made to the outstanding Office Action and, as such, the application is in condition for allowance. Notice to that effect is respectfully requested.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Date: **August, 26 2008**   Respectfully submitted,

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